

IN THE UNITED STATES PATENT AND
TRADEMARK OFFICE

Serial number: 10/539,562
Filing Date: June 17, 2005

Inventors: Kristopher Buchanan, Marc Key, John Favuzzi, Rosanne Welcher,
Benno Guggenheimer, Robert Clark, Michael Barber, and Bob
Lathrop

Int'l Application No.: PCT/US03/40880
Int'l Filing Date: December 22, 2003

Title: Systems and Methods of Sample Processing and Temperature
Control

Assignee: Dako Denmark A/S
Attorney Docket: P139 US 01
Customer Number: 33549

DECLARATION FOR PATENT APPLICATION

This Declaration is made by Kristopher Buchanan, Marc Key, John Favuzzi, Rosanne Welcher, Benno Guggenheimer, Robert Clark, Michael Barber, and Bob Lathrop.

I, Kristopher Buchanan, hereby declare:

- I am a citizen of the United States of America and that my residence and mailing address is 4300 Shadowbrook Court, Fort Collins, CO 80526 USA.

I, Marc Key, hereby declare:

- I am a citizen of the United States of America and that my residence and mailing address is 290 Saddle Lane, Ojai, CA 93023 USA.

I, John Favuzzi, hereby declare:

- I am a citizen of the United States of America and that my residence and mailing address is 5086 San Bernardo Place, Santa Barbara, CA 93111 USA.

I, Rosanne Welcher, hereby declare:

- I am a citizen of the United States of America and that my residence and mailing address is 1175 Church Street, Ventura, CA 93001 USA.

I, Benno Guggenheimer, hereby declare:

- I am a citizen of the United States of America and that my residence and mailing address is 608 Park Street, Fort Collins, CO 80521 USA.

I, Robert Clark, hereby declare:

- I am a citizen of the United States of America and that my residence and mailing address is 3747 Jefferson Drive, Loveland, CO 80538 USA.

I, Michael Barber, hereby declare:

- I am a citizen of the United States of America and that my residence and mailing address is 1924 Ames Court, Fort Collins, CO 80526 USA.

I, Bob Lathrop, hereby declare:

- I am a citizen of the United States of America and that my residence and mailing address is 1667 Glenrock Court, San Jose, CA 95124 USA.

We, Kristopher Buchanan, Marc Key, John Favuzzi, Rosanne Welcher, Benno Guggenheimer, Robert Clark, Michael Barber, and Bob Lathrop, each hereby declare we are the original, first, and joint inventors of the subject matter which is claimed, described and for which a patent is sought on the invention now entitled "Systems and Methods of Sample Processing and Temperature Control," the specification of which has been provided to us at or prior to the time of signing this declaration. We have reviewed and understand the contents of this specification as above entitled, including any claims.

We also believe that we are the original, first, and joint inventors of the subject matter:

- United States Application Number 60/435,601 filed 20 December 2002 (the "Original US Application").

We hereby claim the benefit under Title 35, United States Code §119 of US Provisional Application 60/435,601 filed 20 December 2002; there are no foreign applications having a filing date before that of the application on which priority is claimed.

We hereby declare that the specification and disclosure herein submitted are intended to include disclosure or claims directed to, individually or in combination: embodiments of the invention which may encompass a device, apparatus, method, process, or business method; embodiments of the invention which may encompass permutations or combinations of any aspects of the invention; any aspect of the invention conceived or developed as separate inventions; and any aspect of the invention independent of any initial context considered as preferred embodiments. We also authorize and support this application for patent protection

in the United States, and for similar protection in foreign countries, each to be sought to the extent or breadth any owner desires or deems appropriate. We acknowledge that each of the attorneys and the firm filing this application is/are attorneys for the assignee, DakoCytomation Denmark A/S, only.

We acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, Section 1.56(a).

We hereby declare that all statements made herein of our own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

We hereby grant the firm of Santangelo Law Offices, P.C., the power to insert on this Declaration or any other document any further identification which may be necessary or desirable in order to indicate filing information or to comply with the rules of the United States Patent Office or any foreign patent office for recordation of this document, including, but not limited to, inserting the application number, the execution date, mailing information, or the filing date of the above-identified United States Patent Application based upon the Invention.

SIGNATURES:

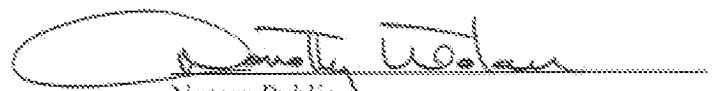

Kristopher Buchanan

Date of Assignment Signature: 22 Dec. 2003
Date of Execution of Application: _____
(signing the Declaration)

UNITED STATES OF AMERICA)
STATE OF COLORADO)ss.
COUNTY OF LARIMER)

SUBSCRIBED AND SWORN to before me in the County of Larimer, State of Colorado, United States of America, by Kristopher Buchanan, this 22nd day of December, 2003.

WITNESS my hand and official seal pursuant to the authority vested in me as a Notary Public by the State of Colorado.


Notary Public
My Commission Expires: 6/21/2005

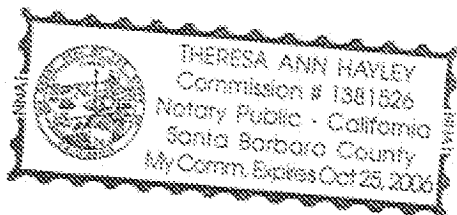
Marc Key
Marc Key

Date: 12/22/03

UNITED STATES OF AMERICA)
STATE OF CALIFORNIA)ss.
COUNTY OF Santa Barbara)

SUBSCRIBED AND SWORN to before me in the County of Santa Barbara, State of California, United States of America, by Marc Key, this 22 day of December, 2003.

WITNESS my hand and official seal pursuant to the authority vested in me as a Notary Public by the State of California.



Theresa Hayley
Notary Public
My Commission Expires: Oct. 25, 2006



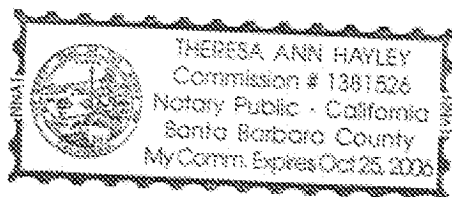
John Favuzzi

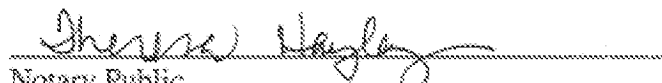
Date: 22 Dec 2003

UNITED STATES OF AMERICA)
STATE OF CALIFORNIA)ss.
COUNTY OF Santa Barbara)

SUBSCRIBED AND SWORN to before me in the County of Santa Barbara, State of California, United States of America, by Marc Key, this 22 day of December, 2003.

WITNESS my hand and official seal pursuant to the authority vested in me as a Notary Public by the State of California.





Notary Public
My Commission Expires: Oct 25, 2006

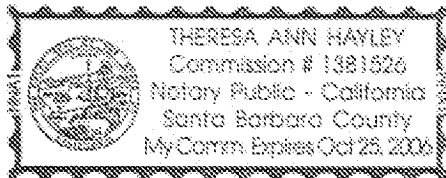
Rosanne Welcher
Rosanne Welcher

Date: 12/22/03


UNITED STATES OF AMERICA)
STATE OF CALIFORNIA)ss.
COUNTY OF Santa Barbara)

SUBSCRIBED AND SWORN to before me in the County of Santa Barbara, State of California, United States of America, by Marc Key, this 22 day of December, 2003.

WITNESS my hand and official seal pursuant to the authority vested in me as a Notary Public by the State of California.



Theresa Hayley
Notary Public
My Commission Expires: Oct 25, 2006

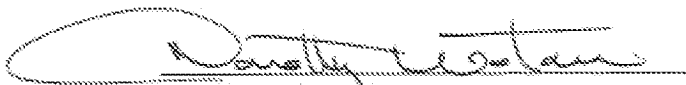

Benno Guggenheimer

Date of Assignment Signature: 22-DEC-03
Date of Execution of Application: _____
(signing the Declaration)

UNITED STATES OF AMERICA)
STATE OF COLORADO)ss.
COUNTY OF LARIMER)

SUBSCRIBED AND SWORN to before me in the County of Larimer, State of Colorado, United States of America, by Benno Guggenheimer, this 22nd day of December, 2003.

WITNESS my hand and official seal pursuant to the authority vested in me as a Notary Public by the State of Colorado.


Notary Public

My Commission Expires: 6/21/2005

Robert Clark
Robert Clark

Date of Assignment Signature: 22/DEC/2003
Date of Execution of Application: _____
(signing the Declaration)

UNITED STATES OF AMERICA)
STATE OF COLORADO)ss.
COUNTY OF LARIMER)

SUBSCRIBED AND SWORN to before me in the County of Larimer, State of Colorado, United States of America, by Robert Clark, this 22 day of December, 2003.

WITNESS my hand and official seal pursuant to the authority vested in me as a Notary Public by the State of Colorado.

Donella Wotaw
Notary Public
My Commission Expires: 6/21/2005

Michael Barber
Michael Barber

18 Aug 2005
Date

UNITED STATES OF AMERICA)
STATE OF COLORADO)ss.
COUNTY OF LARIMER)

SUBSCRIBED AND SWORN to before me in the County of Larimer, State of Colorado, United States of America, by Michael Barber, this 18th day of August, 2005.

WITNESS my hand and official seal pursuant to the authority vested in me as a Notary Public by the State of Colorado.

Kathy E. Jones
Notary Public
My Commission Expires: 7/2/2009

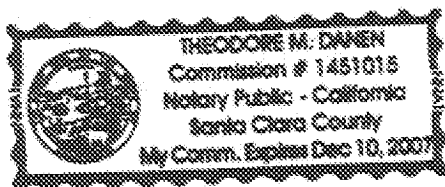
Bob Lathrop

2.2.2004
Date

UNITED STATES OF AMERICA)
STATE OF CALIFORNIA)ss.
COUNTY OF SANTA CLARA)

SUBSCRIBED AND SWORN to before me in the County of SANTA CLARA
State of California, United States of America, by Bob Lathrop, this 2 day of ~~December~~ FEBRUARY
2003-2004 JANUARY

WITNESS my hand and official seal pursuant to the authority vested in me as a
Notary Public by the State of California.



Theodore M. Daven
Notary Public
My Commission Expires: 12-10-07